W.P.No.6601(S/S)of 01:
Old Number 4994 of 1995

Hon'ble M.M. Ghildiyal, J.

Heard Sri Ganesh Kandpal, holding brief of Sri B.D. Upadhyay, learned counsel for the petitioner and learned Standing Counsel for the respondents.

By means of this writ petition, the petitioner has prayed to issue a writ in the nature of certiorari for quashing of the order dated 30.11.1994 passed by the Principal, Govt. Inter College, Chaunalia, Almora by which the services of the petitioner were terminated.

The fact of the case reveals that one Sri Bachi Singh Mehra, who was working as Class IV employee in the Institution, was provided officiating promotion to the post of Clerk in the Institution and after providing promotion to him, the petitioner was provided appointment on Class IV post which was being held by Sri Bachi Singh Mehra. Thereafter, when Sri Bachi Singh Mehra was reverted back to his original post as Class IV employee, the services of the petitioner were terminated. This termination order has been challenged by mean of this writ petition.

Since the petitioner was given appointment against the temporary vacancy, which was caused due to officiating promotion of Sri Bachi Singh Mehra, as such, after he was reverted back to his original post as Class IV employee, the petitioner has no right to continue. The petition lacks merit and is dismissed as such.

20.09.2005:
NCM: